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Attorney's Docket No.: T0428/7082 TJO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Theodore A. Burnham et al.
Serial No.: 09/626,808
Filed: 07/27/00
For: METHOD AND APPARATUS FOR MICROCELLULAR POLYMER
EXTRUSION
Examiner: Not Yet Assigned
Art Unit: 1711

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231, on the 24 day of October, 2000.


Joan E. Meagher

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL LETTER

Sir:

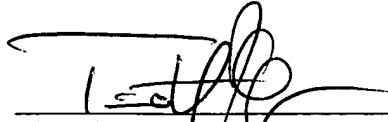
Transmitted herewith are the following documents:

- [X] Part 2 Notice to File Missing Parts
- [X] Copy of Petition to Make Application on Behalf of Refusing Inventor Under 37 C.F.R. §1.47(a) filed in parent application serial no. 09/258,625
- [X] Copy of Declaration of Dr. Richard Straff with copy of Employment/Confidentiality Agreement filed in parent application serial no. 09/258,625
- [X] Copy of Decision Granting Status Under 37 C.F.R. §1.47(a) (Paper Nos. 8, 9) issued in parent application serial no. 09/258,625
- [X] Return Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

A check in the amount of \$130.00 is enclosed for the filing fee. If this fee is insufficient or if extensions of time are necessary, please charge the balance to the account of the undersigned, Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,



Timothy J. Oyer, Reg. No. 36,628
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, MA 02210-2211
Tel. (617) 720-3500

Docket No.: T0428/7082

Date: October 19, 2000

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Paper No. 8

TIMOTHY J OYER
WOLF GREENFIELD AND SACKS
600 ATLANTIC AVENUE
BOSTON, MA 02210

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JUN 02 2000

SPECIAL PROGRAMS OFFICE
DAC FOR PATENTS

In re Application of
Anderson, *et al.*

Application No. 09/258,625

Filed: 02/26/1999

Attorney Docket No. T0428/7057TJ

:
: DECISION GRANTING STATUS
: UNDER 37 C.F.R. §1.47(a)
:


This is in response to the Petition Under 37 C.F.R. §1.47(a) filed on October 27, 1999.

The above-identified application was filed on February 26, 1999, naming Jere R. Anderson, Theodore A. Burnham, Sung, W. Cha, Robert H. Walat, Roland Y. Kim, James F. Stevenson, Nam P. Suh, and Matthew Pallaver as joint inventors. However, the declaration was not signed by co-inventor Cha. Accordingly, a notice to file missing parts (hereinafter "the notice") was mailed to the address of record on March 25, 1999.¹ Petitioner filed his response to the notice (which included a petition for a five month extension of time and payment of all outstanding fees) on October 27, 1999.

Petitioner has shown that the non-signing inventor has refused to join in the filing of the above-identified application.

The above-identified application and papers have been reviewed and found in compliance with 37 C.F.R. §1.47(a). This application is hereby accorded Rule 1.47(a) status. As provided in Rule 1.47(a), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the Declaration. Notice of the filing of this application will also be published in the Official Gazette.

Telephone inquiries regarding this decision should be directed to Petitions Attorney Scott Ledford at (703) 305-5593


Office of Petitions
Office of the Deputy Assistant Commissioner
for Patent Policy and Projects

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¹ The statutory filing fee and additional claim fees were missing as well.



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Paper No. 9

TIMOTHY J. OYER
WOLF GREENFIELD AND SACKS
600 ATLANTIC AVENUE
BOSTON, MA 02210

In re Application of
Anderson, et al.
Application No. 09/258,625
Filed: 02/26/1999
Attorney Docket No. T0428/7057TJ

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JUN 02 2000
06/07/00
SPECIAL PROGRAMS OFFICE
DAC FOR PATENTS

Dear Mr. Cha:

You are named as a joint inventor in the above identified United States patent application, filed under the provisions of 35 U.S.C. 116 (United States Code), and 37 C.F.R. §1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 C.F.R. §1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 C.F.R. §1.63.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Scott M. Ledford at 703-306-5593. Requests for information regarding your application should be directed to the File Information Unit at 703/308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at 703/308-9726 or 1-800-972-6382 (outside the Washington D.C. area).

Beverly M. Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Assistant Commissioner
for Patent Policy and Projects

cc: TIMOTHY J OYER
WOLF GREENFIELD AND SACKS
600 ATLANTIC AVENUE
BOSTON, MA 02210

#3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/626,808	07/27/2000	Theodore A. Burnham	T0428/7082 TJO

Timothy J Oyer
Wolf Greenfield & Sacks PC
600 Atlantic Avenue
Boston, MA 02210

FORMALITIES LETTER



OC000000005408664

Date Mailed: 09/19/2000



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:
Sung W Cha
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

Cha W Cha
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

10/25/2000 HNDOR1 00000101 09626808

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